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**Date:** August 31, 2006

**To:** Examiner Robin Doan – Group Art Unit 3732  
Commissioner for Patents  
Alexandria, VA 22313-1450

**Fax:** 571 273-4711 (2 pages)

**From:** Edwin H. Keusey

**Re:** U.S.S.N. 10/820,398 filed April 8, 2004 – Atty Docket: 268-4

Number of pages including cover sheet: 2

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Dear Examiner Doan:

Attached is one (1) Terminal Disclaimer for the above-identified application. The U.S. Patent and Trademark Office is authorized to charge the fee of \$65 for the Terminal Disclaimer submitted herewith (small entity) to Applicant Attorney's Deposit Account No. 50-1433.

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on Aug. 31, 2006

  
Edwin H. Keusey

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REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)  
268-4

In re Application of: KOKI FUKUYAMA

Application No.: 10/820,398

Filed: APRIL 8, 2004

For: HAIR-TRANSPLANTING APPARATUS AND METHOD AND RESULTING HAIR-TRANSPLANTED PIECE

The owner, PROPIA CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,448,634 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,361

Edwin H. Keusey  
Signature

Aug. 31, 2006  
Date

Edwin H. Keusey

Typed or printed name

516 496-3868  
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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